

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF PUERTO RICO

IN RE	*	BKRTCY. NO. 16-03238 BKT
IVELISSE DIAZ AGOSTO	*	CHAPTER 13
DEBTOR	*	

NOTICE OF FILING OF AMENDED CHAPTER 13 PLAN
AND CERTIFICATE OF SERVICE

TO THE HONORABLE COURT:

COMES NOW, **IVELISSE DIZ AGOSTO** the Debtor in the above captioned case, through the undersigned attorney and very respectfully states and prays as follows:

1. The Debtor is hereby submitting an amended Chapter 13 Plan, dated November 08, 2017, herewith and attached to this motion.

2. Due to the passage of hurricane Maria through Puerto Rico which resulted in a loss of internet communications for the Eastern region of Puerto Rico, the Debtor, who earns a living repairing computers systems, temporarily lost her income during the months of September and October, 2017. The Debtor is proposing the attached Amended Plan to provide for a \$0.00 payment for the months of September and October, 2017 (months # 17 and 18). The Debtor proposes to recommence making Plan payments in November, 2017, the new proposed base is \$18,636.00.

I CERTIFY, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent regular mail to the debtors and to all creditors and parties in interest appearing on the master address list, hereby attached.

NOTICE

You are notified that within fourteen (14) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

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Notice of Amended Chapter 13 Plan
Case no. 16-03238 BKT13

RESPECTFULLY SUBMITTED. In San Juan, Puerto Rico, this 08th day of November, 2017.

/s/Roberto Figueroa Carrasquillo
USDC #203614
RFIGUEROA CARRASQUILLO LAW OFFICE PSC
ATTORNEY FOR PETITIONER/DEBTOR
PO BOX 186 CAGUAS PR 00726
TEL NO 787-744-7699 FAX 787-746-5294
Email: rfigueroa@rfclawpr.com

United States Bankruptcy Court
District of Puerto Rico, San Juan Division

IN RE:

Case No. **3:16-bk-3238**

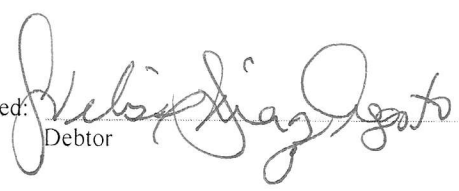
DIAZ AGOSTO, IVELISSE

Chapter **13**

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☐ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: _____ <input checked="" type="checkbox"/> AMENDED PLAN DATED: 11/08/2017 <input type="checkbox"/> PRE <input type="checkbox"/> POST-CONFIRMATION Filed by: <input checked="" type="checkbox"/> Debtor <input type="checkbox"/> Trustee <input type="checkbox"/> Other																															
<p>I. PAYMENT PLAN SCHEDULE</p> <table style="width:100%;"> <tr> <td>\$</td> <td style="text-align: right;">150.00</td> <td>x</td> <td style="text-align: right;">16</td> <td>= \$</td> <td style="text-align: right;">2,400.00</td> </tr> <tr> <td>\$</td> <td style="text-align: right;">0.00</td> <td>x</td> <td style="text-align: right;">2</td> <td>= \$</td> <td style="text-align: right;">0.00</td> </tr> <tr> <td>\$</td> <td style="text-align: right;">150.00</td> <td>x</td> <td style="text-align: right;">6</td> <td>= \$</td> <td style="text-align: right;">900.00</td> </tr> <tr> <td>\$</td> <td style="text-align: right;">426.00</td> <td>x</td> <td style="text-align: right;">36</td> <td>= \$</td> <td style="text-align: right;">15,336.00</td> </tr> <tr> <td>\$</td> <td></td> <td>x</td> <td></td> <td>= \$</td> <td></td> </tr> </table> <p style="text-align: right;">TOTAL: \$ 18,636.00</p> <p>Additional Payments: \$ _____ to be paid as a LUMP SUM within _____ with proceeds to come from:</p> <p><input type="checkbox"/> Sale of Property identified as follows: _____ _____</p> <p><input type="checkbox"/> Other: _____ _____</p> <p>Periodic Payments to be made other than, and in addition to the above: \$ _____ x _____ = \$ _____</p> <p>PROPOSED BASE: \$ 18,636.00</p> <p>III. ATTORNEY'S FEES (Treated as § 507 Priorities)</p> <p>Outstanding balance as per Rule 2016(b) Fee Disclosure Statement: \$ 2,485.00</p> <p>Signed:  Debtor</p> <p>Joint Debtor</p>	\$	150.00	x	16	= \$	2,400.00	\$	0.00	x	2	= \$	0.00	\$	150.00	x	6	= \$	900.00	\$	426.00	x	36	= \$	15,336.00	\$		x		= \$		<p>II. DISBURSEMENT SCHEDULE</p> <p>A. ADEQUATE PROTECTION PAYMENTS OR \$ _____</p> <p>B. SECURED CLAIMS: <input type="checkbox"/> Debtor represents no secured claims. <input checked="" type="checkbox"/> Creditors having secured claims will retain their liens and shall be paid as follows: 1. <input type="checkbox"/> Trustee pays secured ARREARS: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. <input checked="" type="checkbox"/> Trustee pays IN FULL Secured Claims: Cr. CRIM Cr. _____ Cr. _____ # XXX-XX-4600 # _____ # _____ \$ 286.98 \$ _____ \$ _____ 3. <input type="checkbox"/> Trustee pays VALUE OF COLLATERAL: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 4. <input type="checkbox"/> Debtor SURRENDERS COLLATERAL to Lien Holder: _____ _____ 5. <input type="checkbox"/> Other: _____ _____ 6. <input checked="" type="checkbox"/> Debtor otherwise maintains regular payments directly to: DLJ Mortgage Capital C. PRIORITIES: The Trustee shall pay priorities in accordance with the law. 11 U.S.C. § 507 and § 1322(a)(2) D. UNSECURED CLAIMS: Plan <input type="checkbox"/> Classifies <input checked="" type="checkbox"/> Does not Classify Claims. 1. (a) Class A: <input type="checkbox"/> Co-debtor Claims / <input type="checkbox"/> Other: <input type="checkbox"/> Paid 100% / <input type="checkbox"/> Other: Cr. _____ Cr. _____ Cr. _____ # _____ # _____ # _____ \$ _____ \$ _____ \$ _____ 2. Unsecured Claims otherwise receive PRO-RATA disbursements.</p> <p>OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.) * Tax refunds will be devoted each year, as periodic payments, to the Plan's funding until Plan completion. The Plan shall be deemed modified by such amount without the need of further Court Order; The debtor shall seek Court authorization prior any use of funds. * IRS POC #4-1, Trustee to pay priority portion (\$13,259.91) in full, through the Plan. * DLJ Mortgage Capital, Inc. POC #6-1; the Debtor proposes to pay all pre-petition and post-petition arrears through a loss mitigation/loan modification directly with DLJ Mortgage Capital, Inc./Select Portfolio Servicing, Inc.; the Debtor consents to the lift of stay in favor of DLJ Mortgage Capital, Inc./SPS, Inc., for loss mitigation/loan modification purposes only.</p>
\$	150.00	x	16	= \$	2,400.00																										
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\$	426.00	x	36	= \$	15,336.00																										
\$		x		= \$																											

Attorney for Debtor **R Figueroa Carrasquillo Law Office PSC**

Phone: **(787) 744-7699**

Label Matrix for local noticing
0104-3
Case 16-03238-BKT13
District of Puerto Rico
Old San Juan
Wed Nov 8 14:00:45 AST 2017

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SALT LAKE CITY, UT 84165-0250

DLJ MORTGAGE CAPITAL, INC c/o MARJALISA COLO
PO BOX 7970
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US Bankruptcy Court District of P.R.
Jose V Toledo Fed Bldg & US Courthouse
300 Recinto Sur Street, Room 109
San Juan, PR 00901-1964

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PO Box 192830
San Juan, PR 00919-2830

Autoridad Acueductos Y Alcantarillados
PO Box 5729
Caguas, PR 00726-5729

Autoridad de Energia Electrica
PO Box 363508
San Juan, PR 00936-3508

CRIM
CARR. #1 KM 17.3
San Juan, PR 00926-5101

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361 San Francisco St Fl 4
San Juan, PR 00901

Departamento de Hacienda
Bankruptcy Section
235 Ave Arterial Hostos Ste 1504
San Juan, PR 00918-1451

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Lcdo. Wendell W. Colon Muoz
PO Box 7970
Ponce, PR 00732-7970

SPS Select Portfolio Servicing, Inc.
PO Box 65250
Salt Lake City, UT 84165-0250

Synchrony Bank
c/o of Recovery Management Systems Corp
25 S.E. 2nd Avenue, Suite 1120
Miami, FL 33131-1605

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OFFICE OF THE US TRUSTEE (UST)
OCHOA BUILDING
500 TANCA STREET SUITE 301
SAN JUAN, PR 00901

ROBERTO FIGUEROA CARRASQUILLO
PO BOX 186
CAGUAS, PR 00726-0186

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(d)DLJ Mortgage Capital, Inc.
PO Box 65250
Salt Lake City, UT 84165-0250

End of Label Matrix
Mailable recipients 18
Bypassed recipients 1
Total 19